



UNITED STATES DEPARTMENT OF EDUCATION

OFFICE OF SPECIAL EDUCATION AND REHABILITATIVE SERVICES

Honorable Casiano Shoniber  
Secretary  
National Department of Education  
Federated States of Micronesia  
P.O. Box PS 87  
Paliker  
Pohnpei State, FSM 96941

JUL - 1 2010

Dear Secretary Shoniber:

We have approved the Federated States of Micronesia's (FSM) application for Federal Fiscal Year (FFY) 2010 funds under Part B of the Individuals with Disabilities Education Act (IDEA or Part B). Our approval is based on review of the application submitted by FSM, National Department of Education (FSM-NDOE), to the U.S. Department of Education, Office of Special Education Programs (OSEP) on May 12, 2010, and an amended application submitted on June 25, 2010, including assurances provided in Section II and incorporated by reference to this letter as noted in Enclosure A.

FSM's FFY 2010 IDEA Part B grant award is being released subject to Special Conditions that are identified in the U.S. Department of Education's (Department's) July 1, 2010, letter to FSM, included as Enclosure C. These Special Conditions are being imposed pursuant to the Department's authority in 34 CFR §80.12 due to continuing noncompliance first identified in OSEP's July 17, 2007 verification letter. The State's FFY 2009 Part B grant award was made subject to Special Conditions related to child find; least restrictive environments/continuum of alternative placements; Chuuk's implementation of FSM's Procedures; provision of special education and related services for homebound students in Chuuk; transportation services in Chuuk; individualized education programs (IEPs) and evaluations in Chuuk; timely correction of noncompliance; interagency agreements; and fiscal management in Chuuk. The FFY 2010 grant award is subject to special conditions because of FSM's failure to ensure that FSM is in compliance with requirements related to the fiscal management of Part B funds in Chuuk and has been modified to the failure to ensure that FSM is in compliance with the requirements related to the fiscal management of Part B funds in all of FSM. All other special conditions imposed in FSM's Part B FFY 2009 grant award have been satisfied. By accepting the enclosed grant awards, FSM expressly agrees to comply with the Special Conditions identified in Enclosure C.

Please note that as part of your application for FFY 2010, FSM has made an assurance, in 34 CFR §80.11(c), that it will comply with all applicable Federal statutes and regulations in effect during the FFY 2010 grant period. Any changes made by FSM, after OSEP approval, to information that is a part of FSM's application, must meet the public participation requirements in 34 CFR §300.165.

Enclosed is FSM's grant award for funds currently available under the Consolidated Appropriations Act, 2010 -- P.L. 111-117 for the Part B Section 611 (Grants to States) program. These funds are available for obligation by States (including FSM) from July 1, 2010 through September 30, 2012 in accordance with 34 CFR §76.709.

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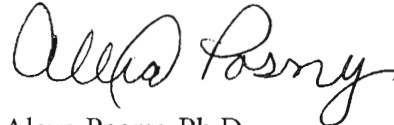
The amount shown in your award for the Section 611 program is only part of the total funds that will be awarded to you for FFY 2010. Of the \$11,505,211,000 appropriated for Section 611 in FFY 2010, \$2,912,828,000 is available for awards on July 1, 2010, and \$8,592,383,000 will be available for awards on October 1, 2010.

Enclosure B provides a short description of how Section 611 funds were allocated and how those funds can be used. In addition, Table I in Enclosure B shows funding levels for distribution of Section 611 funds and the parameters for within-State allocations.<sup>1</sup>

The enclosed grant award of FFY 2010 funds is made with the continued understanding that this Office may, from time to time, require clarification of information within your application, if necessary. These inquiries may be necessary to allow us to appropriately carry out our administrative responsibilities related to Part B.

We appreciate your ongoing commitment to the provision of quality educational services to children with disabilities.

Sincerely,

A handwritten signature in black ink, appearing to read "Alexa Posny".

Alexa Posny, Ph.D.  
Acting Director  
Office of Special Education Programs

Enclosures

Enclosure A  
Enclosure B  
Enclosure C

cc: State Director of Special Education

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<sup>1</sup> Pursuant to language contained in the Department of Education Appropriations Act in 2010, the Part B funds awarded to States (including FSM) under the American Recovery and Reinvestment Act of 2009 for FFY 2009 were not considered for purposes of calculating State allocations under Section 611 for FFY 2010.